USCA Case #16-1132 DSTATES COURT OF AFIRE 06/02/2016

DISTRICT OF COLUMBIA CIRCUIT

333 Constitution Avenue, NW Washington, DC 20001-2866 Phone: 202-216-7000 | Facsimile: 202-219-8530

	AGENCY DOCKETING STATEMENT
1	Administrative Agency Review Proceedings (To be completed by appellant/petitioner) CASE NO. 16-1132 2. DATE DOCKETED: April 28, 2016
	Prime Healthcare Paradise
3.	CASE NAME (lead parties only) Valley, LLC v. National Labor Relations Board
4.	TYPE OF CASE: ⊠ Review ☐ Appeal ☐ Enforcement ☐ Complaint ☐ Tax Court
	IS THIS CASE REQUIRED BY STATUTE TO BE EXPEDITED? Yes No
	If YES, cite statute
	CASE INFORMATION:
a.	Identify agency whose order is to be reviewed: National Labor Relations Board
h	363 NLRB No. 169 (2016) (Case Nos. 21-CA-133781, Give agency docket or order number(s): 21-CA-133783)
	•
	Give date(s) of order(s): April 22, 2016 Has a request for rehearing or reconsideration been filed at the agency? Yes No
u.	
	If so, when was it filled? By whom?
	Has the agency acted?
e.	Identify the basis of appellant's/petitioner's claim of standing. <u>See</u> D.C. Cir. Rule 15(c)(2): Petitioner has standing as an aggrieved person under 28 U.S.C. section 160(f). Petitioner is aggrieved by the National Labor Relations Board's Order because the Order has an adverse effect on Petitioner.
f.	Are any other cases involving the same underlying agency order pending in this Court or any other?
••	Yes No If YES, identify case name(s), docket number(s), and court(s)
g.	Are any other caess, to counsel's knowledge, pending before the agency, this Court, another Circuit Court, or the Supreme Court which involve substantially the same issues as the instant case presents?
	☐ Yes ☐ No If YES, give case name(s) and number(s) of these cases and identify court/agency:
h.	Have the parties attempted to resolve the issues in this case through arbitration, mediation, or any other alternative for dispute resolution? Yes No If YES, provide program name and participation dates.
Sig	gnature /s David Gallacher Date June 2, 2016
Na	me of Counsel for Appellant/Petitioner David Gallacher, Bar No. 49040;

Sheppard, Mullin, Richter & Hampton, LLC, 2099 Pennsylvania Avenue, N.W., Suite 100, Washington, DC 20006-

Address 6801

USCA Form 41

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ATTACH A CERTIFICATE OF SERVICE

Note:

If counsel for any other party believes that the information submitted is inaccurate or incomplete, counsel may so advise the Clerk within 7 calendar days by letter, with copies to all other parties, specifically referring to the challenged statement.



CERTIFICATE OF SERVICE

I hereby certify that on June 2, 2016, I caused a true and accurate copy of the foregoing Agency Docketing Statement to be served via electronic delivery and/or First Class U.S. Mail, postage prepaid on the following persons:

Linda Dreeben, Deputy Associate General Counsel National Labor Relations Board (NLRB) Appellate and Supreme Court Litigation Branch 1015 Half Street, SE Suite 8100 Washington, DC 20570

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Counsel for Charging Parties Richard Cardona and Stephene Ortega

Dated: June 2, 2016

SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

/s David Gallacher By

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Counsel for Petitioner Prime Healthcare Paradise Valley, LLC